

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-06-278/291
KS-06-119/126
KS-PT-06-004

Beginning Date: August 17, 2006
Comments Due: September 16, 2006

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

Public Notice No. KS-AG-06-278/279

Application(s) for New or Expansion of Existing Swine Facilities

<u>Name and Address of Applicant</u>	<u>Owner of Property Where Facility Will Be Located</u>
Dale Haverkamp 1426 O Road Seneca, KS 66538	Dale Haverkamp 1426 O Road Seneca, KS 66538

<u>Legal Description</u>	<u>Receiving Water</u>
NW/4 of Section 04 T04S, R14E Nemaha County	Kansas River Basin

Kansas Permit No.: A-KSNM-S032

This is an application for a permit for construction of a new swine facility for 2,400 head (960 animal units) of swine. Each building will have a concrete pit beneath slotted floors for collecting all produced manure and wastewater. A new or modified permit will not be issued without

additional public notice.

Name and Address of Applicant

**Kevin M. Lueger
1433 112th Road
Seneca, KS 66538**

Owner of Property Where Facility Will Be Located

**Kevin M. Lueger
1433 112th Road
Seneca, KS 66538**

Legal Description

**SW/4 & NW/4 of Section 24
T03S, R13E
Nemaha County**

Receiving Water

Kansas River Basin

Kansas Permit No.: A-KSNM-S031

This is an application for a permit for construction of a 1,200 head (480 animal unit) swine finishing facility. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-AG-06-280/291

Pending Permits for Confined Feeding Facilities

Name And Address of Applicant

**Hazel Creek Hog Farm
Daniel R. Compton
1671 Mulberry Road
Hiawatha, KS 66434**

Legal Description

**SW/4 of Section 35
T03S, R17E
Brown County**

Receiving Water

Missouri River Basin

Kansas Permit No.: A-MOBR-S043

This is a new permit for a new facility for a maximum of 2,400 head (960 animal units) of swine greater than 55 pounds. There are two enclosed buildings where manure and wastewater drop to concrete pits beneath each building.

**Emporia Truck Wash Inc.
David and Kim Holland
1257 Rd 137
Emporia, KS 66801**

**SW/4 of Section 12
T19S, R10E
Lyon County**

Neosho River Basin

Kansas Permit No.: A-NELY-T003

This is a renewal permit for an existing public truck washing facility.

**Yates Farm
F.D. Yates
1446 Eisenhower Ave.
Ottawa, KS 66067**

**SE/4 of Section 03
T17S, R19E
Franklin County**

**Marais des Cygnes
River Basin**

Kansas Permit No.: A-MCFR-M005

This is a renewal permit for modification of an existing facility that has a maximum of 66 head (92.4 animal units) of lactating and dry mature dairy cows and 24 head (12 animal units) of dairy calves weighing less than 700 pounds, for a total of 104.4 animal units. The dairy operation consists of one milking parlor and 2.85 acres of open dirt lots. A waterer and stock tank will be relocated, a cattle stream crossing will be installed and a concrete trough will be constructed to receive manure and runoff from a concrete feeding area.

York Brothers Feedlot
Kenneth York
272 N. Dodge Rd.
Healy, KS 67850

SW/4 of NW/4 of Section 09
T17S, R30W
Lane County

Upper Arkansas
River Basin

Kansas Permit No.: A-UALE-B004

This is a renewal permit with modification for an existing facility for 850 head (850 animal units) of cattle weighing more than 700 pounds. Permit is being modified to accurately reflect facility description.

J-Six Farms, Inc. (South)
John A. Kramer
PO Box 170
Seneca, KS 66538

N/2 of Section 32
T04S, R13E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-H002

Federal Permit No.: KS0090191

This is a modification to an existing permit. The modification includes converting three finish buildings into nursery buildings and a reduction of animal units from 2,930 to 2,670. The new maximum capacity will be 4,800 head (1,920 animal units) of swine each weighing more than 55 pounds and 7,500 head (750 animal units) of swine each weighing 55 pounds or less.

Henry Creek Farms, Inc.
Douglas & Kim Claassen
10636 NW 110th Street
Whitewater, KS 67154

SW/4 of Section 06
T24S, R04E
Butler County

Walnut River Basin

Kansas Permit No.: A-WABU-H001

Federal Permit No.: KS0089451

This is a modified permit for an existing facility for 3,258 head (1,303.2 animal units) of swine weighing more than 55 pounds each, 3,160 head (316 animal units) of swine weighing 55 pounds or less each, and 200 head (100 animal units) of beef cattle weighing less than 700 pounds each. The modification is the correction of the number of head of swine in some of the buildings causing the overall quantities to change. The modified permit is a net decrease of 336 animal units of swine. No change in the operation or new construction is proposed.

Osborne Industries Demonstration Farm
Osborne Industries, Inc.
Stanley M. Thibault
P.O. Box 388

SW/4 of Section 14
T08S, R13W
Osborne County

Solomon River Basin

Osborne, KS 67473

Kansas Permit No.: A-SOOB-S011

This is a renewal permit for an existing facility for 2,078 head (831.2 animal units) of swine weighing greater than 55 pounds each and 1,250 head (125 animal units) of swine weighing 55 pounds or less, for a total of 3,328 head (956.2 animal units) of swine.

Kevin Stuenkel
1941 1st Road
Greenleaf, KS 66943

SW/4 of Section 30
T05S, R04E
Washington County

Big Blue River Basin

Kansas Permit No.: A-BBWS-B004

This is a renewal permit for an existing facility for 900 head (900 animal units) of cattle weighing more than 700 pounds.

Galen W. Penner
2255 K15 Hwy
Hillsboro, KS 67063-8304

NE/4 of Section 17
T19S, R02E
Marion County

Neosho River Basin

Kansas Permit No.: A-NEMN-M006

This is a renewal permit for an existing facility for 100 lactating cows (140 animal units), 35 dry cows (49 animal units) and 30 calves (15 animal units) for a total of 165 head (204 animal units) of dairy cattle.

K-BAR-S Dairy
Gene Knackstedt
675 Chisholm Road
Inman, KS 67546

NE/4 of Section 06
T21S, R04W
McPherson County

Little Arkansas
River Basin

Kansas Permit No.: A-LAMP-M028

This is a renewal permit for an existing facility with a capacity of 125 head (175 animal units) of lactating cows, 22 head (22 animal units) of replacement heifers and 50 head (25 animal units) of dairy calves for a total of 197 head (222 animal units).

Beef Land Feed Yard
Irsik and Doll Feed Services
12500 S Beef Land Rd
Garden City, KS 67846

SW/4 of Section 21 &
NW/4 of Section 28
T26S, R31W
Finney County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAFI-C017

Federal Permit No.: KS0083984

This is a renewal permit for an existing facility for 30,000 head (30,000 animal units) of beef cattle weighing more than 700 pounds.

Kleysteuber and Gillen, Inc.
Dennis Kleysteuber
13060 S Rd 20
Garden City, KS 67846

SE/4 of Section 20 &
NW/4 of Section 21
T26S, R31W
Finney County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAFI-C022

Federal Permit No.: KS0087653

This is a renewal permit for an existing facility for 4,800 head (4,800 animal units) of cattle weighing more than 700 pounds.

Public Notice No. KS-06-119/126

NAME AND ADDRESS OF APPLICANT	WATERWAY	TYPE OF DISCHARGE
Havana, City of PO Box 221 Havana, KS 67347	Little Caney River via Bee Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-VE21-OO01

Federal Permit No. KS0082571

Facility Description: NE¼, NW¼, NW¼, S13, T34S, R13E, Montgomery County, KS

Facility Description: The proposed action is to reissue an existing permit for an existing facility treating primarily domestic wastewater. The proposed permit contains limits for biochemical oxygen demand and total suspended solids. Monitoring for ammonia, fecal coliform, and pH will also be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are technology based.

Kansas Department of Transportation
700 SW Harrison Street, 14th Floor
Topeka, KS 66603-3754

Drum Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-VE07-OO03

Federal Permit No. KS0095249

Facility Description: SW¼, S15, T31S, R17E, Montgomery County, KS

Facility Name: Montgomery County Safety Rest Area

Facility Description: The proposed action is to reissue an existing permit for an existing facility treating primarily domestic wastewater. The proposed permit contains limits for biochemical oxygen demand and total suspended solids as well as monitoring for ammonia, fecal coliform and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are technology based.

Montgomery County Commission
PO Box 446
Independence, KS 67301

Little Caney River via
Bee Creek via
Cotton Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-VE21-OO02

Federal Permit No. KS0086207

Legal Description: NE¼, SW¼, S18, T34S, R14E, Montgomery County, KS

Facility Name: Montgomery County Sewer District #4 (Havana Lake)
Facility Location: West Havana Lake Road, Havana, KS 67347

Facility Description: The proposed action is to reissue an existing permit for an existing facility treating primarily domestic wastewater. The proposed permit contains limits for biochemical oxygen demand and total suspended solids. Monitoring of ammonia, fecal coliform, pond level, and pH will also be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are technology based.

Muscotah, City of
PO Box 295
Muscotah, KS 66058

Delaware River

Treated Domestic
Wastewater

Kansas Permit No. M-KS48-OO01

Federal Permit No. KS0085707

Legal Description: SE $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$, S9, T6S, R17E, Atchison County, KS

Facility Description: The proposed action is to reissue an existing permit for an existing facility treating primarily domestic wastewater. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and fecal coliform. Monitoring for ammonia and pH will also be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are water quality based.

Nortonville, City of
PO Box 177
Nortonville, KS 66060

Stranger Creek via
Crooked Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-KS50-OO01

Federal Permit No. KS0047562

Legal Description: S $\frac{1}{2}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, and NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, S29, T7S, R19E, Jefferson County, KS

Facility Description: The proposed action is to reissue an existing permit for an existing facility treating primarily domestic wastewater. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and fecal coliform. Monitoring for ammonia, total recoverable copper, and pH will also be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are water quality based.

Topeka, City of
1115 NE Poplar Street
Topeka, KS 66616

Kansas River

Stormwater

Kansas Permit No. M-KS72-SO01

Federal Permit No. KS0093327

Facility Description: The proposed action consists of re-issuance of any existing Kansas/NPDES Water Pollution Control permit for an existing municipal separate storm sewer system (MS4). This permit covers all areas within the permittee's incorporated limits. Monitoring shall be required at each of four identified outfalls for: biochemical oxygen demand, oil & grease, fecal coliform, fecal strep, total suspended solids chloride, total dissolved solids, and hardness, as well as total recoverable copper, lead, and zinc. The permittee is required to develop, implement, and enforce a stormwater management plan. The management plan must include Best Management Practices (BMPs) for the six following

controls: Public Education and Outreach, Public Participation and Involvement, Illicit Discharge Detection and Elimination, Construction and Post-Construction Site Runoff Control, Housekeeping & Pollution Prevention. Requirements for best management practices are outlined in the permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are water quality based.

Valley Falls, City of
421-B Mary Street
Valley Falls, KS 66088

Delaware River into
Lake Perry

Treated Domestic
Wastewater

Kansas Permit No. M-KS73-0001

Federal Permit No. KS0022543

Facility Description: E½, SW¼ and W½, SE¼, S19, T8S, R18E, Jefferson County, KS

Facility Description: The proposed action is to reissue an existing permit for an existing facility treating primarily domestic wastewater. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and fecal coliform, as well as monitoring for ammonia and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are water quality based.

Unified Government of
Wyandotte Co. / Kansas City
701 North 7th Street
Kansas City, KS 66101

Missouri River
and Kansas River

Treated Domestic
Wastewater

Kansas Permit No: M-MO25-001

Federal Permit No: KS0038563

Legal: NW¼, S11, T11S, R25E, Wyandotte County, KS

Facility Name: Kaw Point Wastewater Treatment Plant
Facility Location: 50 Market Street, Kansas City, KS 66101

Facility Description: The proposed action is to reissue an existing permit for an existing facility treating a combination of domestic and industrial wastewater. The permit was previously public noticed on February 16, 2006. KDHE received comments from EPA and the permittee. This public notice provides opportunity for all parties and the public to review the draft permit as revised in response to comments and other considerations brought up during the review and revision process. The revisions to the draft permit are primarily in the schedule of compliance area of the draft permit, clarifications in requirements and some minor additional monitoring requirements. There were no other changes to the facility description, permit limits or monitoring requirements. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria and are water quality based.

Public Notice No. KS-PT-06-004

NAME AND ADDRESS OF APPLICANT	RECEIVING FACILITY	TYPE OF DISCHARGE
Flint Hills Industries 220 Industrial Road Hillsboro, KS 67063	Hillsboro MWWTP	Process Wastewater

Kansas Permit No. P-NE35-0001

Federal Permit No. KSP000524

Facility Description: The proposed action is to reissue an existing pretreatment permit for this facility. This facility manufactures livestock trailers for the agricultural industry and performs conversion coating (iron phosphating) on the steel trailers prior to painting them. Some aluminum trailers may also be processed using acids. The proposed permit includes limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide, and pH. The monitoring of flow will also be required. The permit limits are pursuant to State and Federal pretreatment requirements.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **September 16, 2006**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-06-278/291, KS-06-119/126, KS-PT-06-004) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdhe.state.ks.us/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.